

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND											
1 Date of Request: <u>10/28/05</u>		2 Serial/Patent # <u>09/168,919</u>									
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT							
	Filing			\$							
	Amendment			\$							
	Extension of Time			\$							
	Notice of Appeal/Appeal			\$							
<input checked="" type="checkbox"/>	Petition <u>1464</u>			\$ <u>130</u>							
	Issue			\$							
	Cert of Correction/Terminal Disc.			\$							
	Maintenance			\$							
	Assignment			\$							
<input checked="" type="checkbox"/>	Other <u>RCE</u> <u>1801</u>			\$ <u>790.</u>							
			7 TOTAL AMOUNT OF REFUND	\$ <u>920.</u>							
8 TO BE REFUNDED BY:											
10 REASON:		Treasury Check									
	Overpayment	Credit Deposit A/C #:									
<input checked="" type="checkbox"/>	Duplicate Payment	9 <table border="1" style="display: inline-table; text-align: center; width: 150px;"><tr><td>0</td><td>2</td><td>--</td><td>4</td><td>5</td><td>5</td><td>0</td></tr></table>			0	2	--	4	5	5	0
0	2	--	4	5	5	0					
	No Fee Due (Explanation):										
11 REFUND REQUESTED BY:											
TYPED/PRINTED NAME: <u>Irvin Dingle</u>		TITLE: <u>PAAC/CA</u>									
SIGNATURE: <u>[Signature]</u>		PHONE: <u>(570) 272-3210</u>									
OFFICE: <u>Petitions</u>											
***** THIS SPACE RESERVED FOR FINANCE USE ONLY: *****											
APPROVED: <u>[Signature]</u>		DATE: <u>10/28/05</u>									

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:

AJV: 10/07/05 435106
PATENTAttorney Reference Number 6541-60632-01
Application Number 09/168,919

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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OCT 25 2005

In re application of: Amin et al.

Application No. 09/168,919

Filed: October 9, 1998

Confirmation No. 5031

For: TDMA MESSAGING SERVICE
MICROCELL

Examiner: Roberta A. Stevens

Art Unit: 2665

Attorney Reference No. 6541-60632-01

MAIL STOP OFFICE OF PETITIONS
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450PETITION UNDER 37 C.F.R. 1.313(c)
TO WITHDRAW FROM ISSUE

Applicants hereby petition for withdrawal of the present application pursuant to 37 C.F.R. §1.313(c)(2) in order to consider a Request for Continued Examination (RCE) for submitting an Information Disclosure Statement (IDS). Attached herewith are an RCE and an IDS. Also attached herewith is a Transmittal Letter authorizing a charge to Deposit Account No. 02-4550 for a total amount of \$920.00, which includes \$790.00 for the RCE fee (37 C.F.R. §1.17(e)) and \$130.00 for the petition fee (37 C.F.R. §1.17(h)).

Applicant respectfully requests withdrawal of this patent application from issuance for the reason set forth above. A timely notice regarding granting of this petition is respectfully requested.

10/26/2005 CNGUYEN 00000049 024550 09168919

01 FC:1464 130.00 DA

Adjustment date: 10/28/2005 AKELLEY

10/26/2005 CNGUYEN 00000049 024550 09168919

01 FC:1464 130.00 CR

Page 1 of 2

AJV:asa 10/07/05 435106
PATENT

Attorney Reference Number 6541-60632-01
Application Number 09/168,919

Should there be any questions regarding this petition, the U.S. Patent and Trademark Office is invited to contact the undersigned attorney at the telephone number shown below.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

One World Trade Center, Suite 1600
121 S.W. Salmon Street
Portland, Oregon 97204
Telephone: (503) 595-5300
Facsimile: (503) 595-5301

By


A. Jonathan Vance
Registration No. 56,258

OCT 25 2005

AJV/lma 10/07/2005 6541-60632-01 435141

PATENT
Attorney Reference Number: 6541-60632-01**KLARQUIST SPARKMAN, LLP**

16th Floor World Trade Center, 121 S.W. Salmon Street, Portland, Oregon 97204 U.S.A.

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PLEASE DELIVER DIRECTLY TO OFFICE OF PETITIONS

Fax No.: 571-273-8300

Total No. Pages: 65 including this cover sheet

Message: Transmitted herewith for filing in the below-identified application is a Request for Continued Examination, Petition to Withdraw From Issue, and Informational Disclosure Statement. If you do not receive all pages or if you have problems receiving transmittal, please call Kelly Aho at (503) 595-5300. The fee (large entity) has been calculated as shown below.

Refaxing per
Examiner Stevens

In re application of: Amin et al.

Application No. 09/168,919

Filed: October 9, 1998

Confirmation No. 5031

For: TDMA MESSAGING SERVICE
MICROCELL

Examiner: Roberta A. Stevens

Art Unit: 2665

Attorney Reference No. 6541-60632-01

CERTIFICATE OF FACSIMILE

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being facsimile transmitted to fax number 571-273-8300 on the date shown below.

Attorney
for Applicant(s)Date Mailed October 7, 2005

MAIL STOP RCE
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

**REQUEST FOR CONTINUED EXAMINATION
TRANSMITTAL LETTER**

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the application referenced above.

☒ Enclosed

☒ Information Disclosure Statement (IDS)
☒ Form 1449 and 1 reference

☒ Petition Under 37 C.F.R. 1.313(c) to Withdraw From Issue
☒ Petition Fee of \$130.00

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OCT 26 2005

10/26/2005 CNGUYEN 00000049 024550 09168919

02 FC:1801 790.00 DA

PAGE 1/65 * RCVD AT 10/25/2005 12:31:35 PM [Eastern Daylight Time] * SVR:USPTO-EFAXF-6/24 * DNS:2738300 * CSID:503 228 9446 * DURATION (mm:ss):16:10

Adjustment date: 10/28/2005 AKELLEY
10/26/2005 CNGUYEN 00000049 024550 09168919
02 FC:1801 790.00 CR

AJV/kaa 10/07/2005 6541-60632-01 435141

PATENT
Attorney Reference Number: 6541-60632-01

FILING FEE					
For	No. after amendment	No. paid for previously	Present Extra	Rate	Fee
Fee under 37 CFR 1.17(e)					\$790.00
Total Claims	16	- 20*	= 0	\$50.00	\$ 0.00
Indep. Claims	4	- 4**	= 0	\$200.00	\$ 0.00
Mult. Dep. Claims Fee (if not previously paid)				\$360.00	
TOTAL FILING FEE					\$790.00


* greater of twenty or number for which fee has been paid.
** greater of three or number for which fee has been paid.

- ☒ Please charge the petition fee, RCE fee and any additional fees that may be required in connection with filing this RCE and any extension of time, or credit any overpayment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- ☒ If the Patent and Trademark Office determines that the amendment submitted with this RCE results in an additional application size fee for pages in excess of 100, please charge the fee to Deposit Account No. 02-4550. A copy of this sheet is enclosed.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By


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cc: Docketing